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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Fergus Rupert FITZGERALD

Serial No.: 10/686,525

Filing Date: October 16, 2003

For: A COATING SYSTEM COMPRISING A DRY POWDER
COMPOSITION DISPERSIBLE IN WATER

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION UNDER 37 C.F.R. §1.53(b)**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**Attention: APPLICATION BRANCH
MISSING PARTS OF APPLICATION**

Sir:

With respect to the above-identified patent application, the following are filed herewith in response to the Notice to File Missing Parts of Nonprovisional Application under 37 C.F.R. §1.53, mailed January 21, 2004, copy attached.

X Substitute Specification.

___ Declaration in compliance with 37 C.F.R. §1.63, attached to copy of application as originally filed.

___ Small Entity Declaration under 37 C.F.R. §§1.9 and 1.27.

X Petition for five month Extension of Time.

X Filing Fee, calculated as follows:

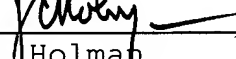
	<u>Small Entity</u>	<u>Large Entity</u>	
Basic Filing Fee	\$385	// \$770	385.00
Total Claims: <u>10</u> - 20 = <u>0</u>	(x \$9 =)	// (x \$18 =)	0.00
Indep. Claims: <u>1</u> - 3 = <u>0</u>	(x \$43 =)	// (x \$86 =)	0.00
<u>X</u> Surcharge-Late Filing:		+ \$65 //	+ \$130 65.00
<u>X</u> Extension Fee under 37 CFR §1.17			1005.00
			+
TOTAL FILING FEES:			\$1455.00

Appln. No. 10/686,525

A Credit Card Payment Form authorizing the amount of \$1455.00 is enclosed to cover the Filing Fee, late filing surcharge, and Petition for five month Extension of time. The Commissioner is hereby authorized to debit or credit any fees set forth in \$1.16 or \$1.17 to Deposit Account No. 06-1358 as needed in order to effect proper filing of the application. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By  _____
John C. Holman
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Atty. Docket: P67027US1
Date: August 20, 2004
JCH/cmf



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/686,525	10/16/2003	Fergus Rupert Fitzgerald	P67027US1

00136
 JACOBSON HOLMAN PLLC
 400 SEVENTH STREET N.W.
 SUITE 600
 WASHINGTON, DC 20004

CONFIRMATION NO. 3990

FORMALITIES LETTER



OC000000011730424

Date Mailed: 01/21/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/23/2004 NROCHA1 00000047 10686525

01 FC:2001 385.00 OP
 02 FC:2051 65.00 OP

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
 - The line spacing on the specification, claims, or abstract is not 1½ or double spaced (see 37 CFR 1.52(b)).

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE